



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gloria C. Li et al.

Serial No.: 09/750,410

Examiner: Jane Zara

Filed : December 28, 2000 Group Art Unit: 1635

For : USES OF DNA-PK

30 Rockefeller Plaza, 20th Fl.
New York, New York 10112
August 7, 2009

SMARK

Mail Stop Amendment
Commissioner for Patents,
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION IN RESPONSE TO JULY 23, 2009 NOTICE OF NON-
COMPLIANT AMENDMENT (37 CFR 1.121)

This Communication is being submitted in response to the July 23, 2009 Notice of Non-Compliant Amendment (37 CFR 1.121) issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the July 23, 2009 Notice is due on August 23, 2009. Accordingly, this Communication is being timely filed.

The Notice states that the Amendment filed on July 14, 2009 (actually filed July 9, 2009) does not comply because the text of newly added claims should not be underlined. A copy of the Notice is attached hereto as **Exhibit A**. In response, applicants attach hereto as **Exhibit B** a corrected listing of all of the claims.

Applicants: Gloria C. Li, et al.

Serial No.: 09/750,410

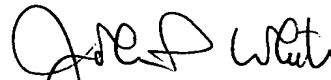
Filed : December 28, 2000

Page 2 of 2 of Communication in Response to July 23, 2009 Notice
of Non-Compliant Amendment (37 CFR 1.121)

If a telephone interview would be of assistance in advancing prosecution of the subject application, the undersigned attorney invites the Examiner to telephone him at the telephone number provided below.

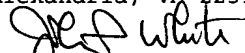
No fee is believed to be due in connection with this Communication. If any fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account Number 03-3125.

Respectfully submitted,



I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment
Commissioner for Patents,
P.O. Box 1450
Alexandria, VA 22313-1450.

 8/7/09

John P. White Date

Reg. No. 28,678

John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
Customer No. 057539
30 Rockefeller Plaza, 20th Fl.
New York, New York 10112
(212) 278-0400